



Entered on Docket
June 02, 2006

The DL motions are continued. As not all opponents to the Debtor's Motion have consented, that motion will go forward to the extent necessary to determine whether the relief requested should be granted pending the final hearing on June 15.

Hon. Linda B. Riegle
United States Bankruptcy Judge

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UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

In re:
USA SECURITIES, LLC,
Debtor.

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

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Affects:

- ☒ All Debtors
☐ USA Commercial Mortgage Company
☐ USA Securities, LLC
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA First Trust Deed Fund, LLC

**STIPULATION AND ORDER RE
CONTINUING CERTAIN MOTIONS**

Current Date:

Date: June 5, 2006

Time: 9:30 a.m.

New Date:

Date: June 15, 2006

Time: 10:00 A.M.

IT IS HEREBY STIPULATED and AGREED by and between USA Commercial Mortgage Company, USA Securities, LLC, USA Capital Realty Advisors, LLC, USA Capital Diversified Trust Deed Fund, LLC, and USA Capital Trust Deed Fund, LLC (collectively, the "Debtors") by and through their attorneys, the law firm of Schwartzer & McPherson and Ray Quinney & Nebeker; the Official Committee of Holders of Executory Contract Rights through USA Commercial Mortgage Company (the "Direct Lenders Committee") by and through its proposed attorneys, the law firm of Gordon & Silver, Ltd.; the Office of the United States Trustee, by and through August B. Landis (the "Trustee"); the Stanley Alexander Trust, Dr. Stanley Alexander, and Dr. Florence Alexander (collectively, the "Alexanders") by and through their attorneys, the Law Offices of Robert C. LePome, Esq.; Grabel B. Ronning, The Wild Water Limited Partnership, Crosbie B. Ronning, and the Bosworth 1988 Family Trust (collectively, the "Ronning Group") by and through their attorneys, the Law Offices of Robert C. LePome, Esq.; Scott K. Canepa ("Canepa") by and through his attorneys, the law firm of Lionel Sawyer & Collins; James Corison ("Corison") by and through his attorney Franklin Adams, Esq.; Norman Kiven ("Kiven") by and through his attorney Robert Kinas, Esq.; Mountain West Mortgage, LLC by and through its attorney Marjorie Guymon, Esq.; and certain self-defined Direct Lenders (the "Certain Direct Lenders"), by and through their attorneys, the law firm of Jones Vargas, as follows:

WHEREAS on April 13, 2006 (the "Petition Date"), the Debtors filed their voluntary Chapter 11 bankruptcy petitions.

WHEREAS on May 8, 2006, the Debtors filed their Debtors' Motion To Temporarily Hold Funds Pending A Determination Of The Proper Recipients, and Memorandum Of Points and

1 Authorities (the "Motion to Hold Funds"), which is scheduled to be heard at the June 5, 2006
2 Omnibus Hearing. See Motion to Hold Funds, docket no. 173.

3 WHEREAS on May 11, 2006, the Certain Direct Lenders filed their Direct Lenders'
4 Motion For Relief From The Automatic Stay (the "DL Motion for Relief"), which is scheduled to
5 be heard at the June 5, 2006 Omnibus Hearing. See DL Motion for Relief, docket no. 209.

6 WHEREAS contemporaneously with the DL Motion for Relief, the Certain Direct Lenders
7 filed their Direct Lenders' Motions: 1. To Compel Debtor To Continue To Forward Lender
8 Payments To Direct Lenders; and 2. To Delay Or Prohibit Appraisals On Performing Loans (the
9 "DL Motion to Forward Payments"), which is scheduled to be heard at the June 5, 2006 Omnibus
10 Hearing. See DL Motion to Forward Payments Motion, docket no. 215.

11 WHEREAS, various oppositions to the Motion To Hold Funds have been filed.

12 WHEREAS, the parties believe that justice requires the parties and the Court to be
13 completely prepared for these hearings on these matters.

14 NOW, THEREFORE, it is hereby stipulated and agreed as follows:

15 1. The hearings on the (a) Motion to Hold Funds, (b) DL Motion for Relief, and (c)
16 DL Motion to Forward Payments shall be continued to June 15, 2006 at 10:00 A.M.

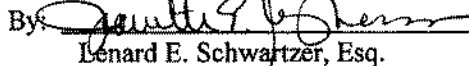
17 2. The deadline to file a responsive pleading to the Motion to Hold Funds, DL Motion
18 for Relief, and DL Motion to Forward Payments is hereby extended to and including June 9, 2006.


19 3. The deadline to file replies to any responses is hereby extended to and including
20 June 13, 2006 at 12:00 noon.

21 DATED this 31st day of May, 2006.

22 RAY, QUINNEY & NEBEKER, P.C. and
23 SCHWARTZER & MCPHERSON LAW
24 FIRM

GORDON & SILVER, LTD.

25 By: 
26 Leonard E. Schwartz, Esq.
27 Jeanette E. McPherson, Esq.
28 Attorneys for the Debtors and Debtors in
Possession

By: 
Gerald M. Gordon, Esq.
Gregory M. Garman, Esq.
Talitha B. Gray, Esq.
Proposed Attorneys For Executory
Contract (Direct Lenders) Committee

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Rob Charles, Esq.
Attorneys for Unsecured Creditors'
Committee

BEST BEST & KRIEGER LLP

By: Franklin C. Adams, Esq.
Attorneys for James Corison

ORDER

IT IS SO ORDERED.

PREPARED AND SUBMITTED by:
RAY, QUINNEY & NEBEKER, P.C. and
SCHWARTZER & MCPHERSON LAW FIRM

By: Lenard E. Schwartz, Esq.
Jeanette E. McPherson, Esq.
Attorneys for the Debtors and Debtors in Possession

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JUN 1 2006 1:12PM

SCHWARTZER & MCPHERSON

No. 2670 P. 4/4

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Stip and order 060506 to 061506 (4)

Page 4 of 4

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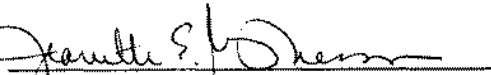
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